IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

WEDNESDAY, THE 14TH NOVEMBER 2007 / 23RD KARTHIKA 1929

LA.App..No. 514 of 2004(C)

LAR.27/1995 OF ADDL.SUB COURT,KOLLAM
.....

APPELLANT/ ADDL. 2ND RESPONDENT:

HINDUSTAN PETROLEUM CORPORATION LIMITED, TATAPURAM, ERNAKULAM, REPRESENTED BY ITS SENIOR REGIONAL MANAGER, S.R.AMBABHAVANI KUMAR.

BY ADV. SRI.A.M.SHAFFIQUE.

RESPONDENTS/ CLAIMANTS & 1ST RESPONDENT:
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1. **VELAYUDHAN VASAVAN, VAYALVARATHU, CHITTOOR MURI, PANMANA, KOLLAM.**

2. **STATE OF KERALA, REPRESENTED BY REVENUE DIVISIONAL OFFICER AND LAND ACQUISITION OFFICER, KOLLAM.**

BY ADV. SRI.B.MOHANLAL.

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 14/11/2007, ALONG WITH L.A.A. NO. 632/2004 AND CONNECTED CASES, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A. 514, 632 & 893 of 2004
34, 86, 97, 232, 337, 402, 420, 438, 550,
761, 801 & 906 of 2005 and
805 OF 2006

Dated: November 14, 2007

JUDGMENT

Kurian Joseph, J.

These are appeals filed by the Hindustan Petroleum Corporation, aggrieved by the fixation of market value and compensation in respect of acquisition of land for the Hindustan Petroleum Corporation's depot at Kollam. The matter having been argued for quite some time, it was suggested that the Corporation could consider whether the appeals can be disposed of as compromised, in view of the enhancement which being only reasonable. On such suggestion made by the court, upon instruction, it is submitted that the appeals can be disposed of as compromised so that the appellant may be entitled to refund of one-half of the court fee. It is also seen that the requisitioning authority has deposited the amounts as decreed, before the reference court. Accordingly these appeals are disposed of as settled between the parties sustaining the land value and compensation as fixed by the reference court. In view of the disposal of the appeals as above, the appellant shall be entitled to refund of one-half of the court fee.

In view of the order passed in the Land Acquisition Appeals, the reliefs sought for in the Interlocutory Applications filed in these appeals

need not be considered by this court. Accordingly, the interlocutory applications are also dismissed. The appellants shall be entitled to refund of one-half of the court fee paid in these appeals.

KURIAN JOSEPH, JUDGE

HARUN-UL-RASHID, JUDGE

mt/-